

**Calendar No. 26**

108TH CONGRESS  
1ST SESSION

**S. 273**

**[Report No. 108-14]**

To provide for the expeditious completion of the acquisition of land owned by the State of Wyoming within the boundaries of Grand Teton National Park, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 4, 2003

Mr. THOMAS (for himself and Mr. ENZI) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

MARCH 5, 2003

Reported by Mr. DOMENICI, without amendment

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**A BILL**

To provide for the expeditious completion of the acquisition of land owned by the State of Wyoming within the boundaries of Grand Teton National Park, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Grand Teton National  
3 Park Land Exchange Act”.

4 **SEC. 2. DEFINITIONS.**

5 As used in this Act:

6 (1) The term “Federal lands” means public  
7 lands as defined in section 103(e) of the Federal  
8 Land Policy and Management Act of 1976 (43  
9 U.S.C. 1702(e)).

10 (2) The term “Governor” means the Governor  
11 of the State of Wyoming.

12 (3) The term “Secretary” means the Secretary  
13 of the Interior.

14 (4) The term “State lands” means lands and  
15 interest in lands owned by the State of Wyoming  
16 within the boundaries of Grand Teton National Park  
17 as identified on a map titled “Private, State &  
18 County Inholdings Grand Teton National Park”,  
19 dated March 2001, and numbered GTNP/0001.

20 **SEC. 3. ACQUISITION OF STATE LANDS.**

21 (a) The Secretary is authorized to acquire approxi-  
22 mately 1,406 acres of State lands within the exterior  
23 boundaries of Grand Teton National Park, as generally  
24 depicted on the map referenced in section 2(4), by any  
25 one or a combination of the following—

26 (1) donation;

1           (2) purchase with donated or appropriated  
2 funds; or

3           (3) exchange of Federal lands in the State of  
4 Wyoming that are identified for disposal under ap-  
5 proved land use plans in effect on the date of enact-  
6 ment of this Act under section 202 of the Federal  
7 Land Policy and Management Act of 1976 (43  
8 U.S.C. 1712) that are of equal value to the State  
9 lands acquired in the exchange.

10       (b) In the event that the Secretary or the Governor  
11 determines that the Federal lands eligible for exchange  
12 under subsection (a)(3) are not sufficient or acceptable for  
13 the acquisition of all the State lands identified in section  
14 2(4), the Secretary shall identify other Federal lands or  
15 interests therein in the State of Wyoming for possible ex-  
16 change and shall identify such lands or interests together  
17 with their estimated value in a report to the Committee  
18 on Energy and Natural Resources of the United States  
19 Senate and the Committee on Resources of the House of  
20 Representatives. Such lands or interests shall not be avail-  
21 able for exchange unless authorized by an Act of Congress  
22 enacted after the date of submission of the report.

23 **SEC. 4. VALUATION OF STATE AND FEDERAL INTERESTS.**

24       (a) AGREEMENT ON APPRAISER.—If the Secretary  
25 and the Governor are unable to agree on the value of any

1 Federal lands eligible for exchange under section 3(a)(3)  
 2 or State lands, then the Secretary and the Governor may  
 3 select a qualified appraiser to conduct an appraisal of  
 4 those lands. The purchase or exchange under section 3(a)  
 5 shall be conducted based on the values determined by the  
 6 appraisal.

7 (b) NO AGREEMENT ON APPRAISER.—If the Sec-  
 8 retary and the Governor are unable to agree on the selec-  
 9 tion of a qualified appraiser under subsection (a), then  
 10 the Secretary and the Governor shall each designate a  
 11 qualified appraiser. The two designated appraisers shall  
 12 select a qualified third appraiser to conduct the appraisal  
 13 with the advice and assistance of the two designated ap-  
 14 praisers. The purchase or exchange under section 3(a)  
 15 shall be conducted based on the values determined by the  
 16 appraisal.

17 (c) APPRAISAL COSTS.—The Secretary and the State  
 18 of Wyoming shall each pay one-half of the appraisal costs  
 19 under subsections (a) and (b).

20 **SEC. 5. ADMINISTRATION OF STATE LANDS ACQUIRED BY**  
 21 **THE UNITED STATES.**

22 The State lands conveyed to the United States under  
 23 section 3(a) shall become part of Grand Teton National  
 24 Park. The Secretary shall manage such lands under the  
 25 Act of August 25, 1916 (commonly know as the “National

1 Park Service Organic Act”), and other laws, rules, and  
2 regulations applicable to Grand Teton National Park.

3 **SEC. 6. AUTHORIZATION FOR APPROPRIATIONS.**

4       There are authorized to be appropriated such sums  
5 as may be necessary for the purposes of this Act.

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